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SOWELL GRAY STEPP & LAFFITTE, LLC
ATTORNEYS AND COUNSELORS AT LAW

February 24, 2006

VIA HAND DELIVERY

Charles Terreni
Chief Clerk and Administrator
South Carolina Public Service Commission
Synergy Office Park
101 Executive Center Drive, Suite 100
Columbia, South Carolina 29210

Re: South Carolina Electric & Gas Co. v. Aiken Electric Cooperative, Inc.
Docket No.: 2005-180-E
SGSL No.: 5793/1501

Dear Mr. Terreni:

Enclosed for filing with the Public Service Commission please find an original and eleven copies of SCE&G's Motion for Continuance in the above-referenced matter. Please return one copy, clocked in, to me via our courier.

By copy of this letter I am serving all parties with the same.

Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read "Robert E. Tyson, Jr.", written over a horizontal line.

Robert E. Tyson, Jr.

Robert E. Tyson, Jr.
rtyson@sowell.com
DD 803.231.7838

RETjr:alw

Enclosure

cc: (w/enclos.)

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SC PUBLIC SERVICE
COMMISSION

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO.: 2005-180-E

South Carolina Electric & Gas Company)	
)	
Complainant,)	
)	
vs.)	SOUTH CAROLINA ELECTRIC
)	& GAS COMPANY'S MOTION
)	FOR CONTINUANCE
Aiken Electric Cooperative, Inc.)	
)	
Defendant.)	
)	

Pursuant to S.C. Code Ann. Regs. 103-840, Complainant, South Carolina Electric & Gas Company ("SCE&G") submits this motion for a continuance and requests that the Commission modify its Docketing Letter issued on November 8, 2005 (**See Attached Exhibit A**) in this Docket. In support of this motion, SCE&G respectfully would show unto this Commission as follows:

1. In the Docketing Letter issued on November 8, 2005 in this Docket, the Commission established the following deadlines: SCE&G is required to file direct testimony and exhibits on or before March 2, 2006 and the direct testimony of Aiken and ORS is to be filed on or before March 16, 2006. The rebuttal testimony of SCE&G is to be filed on or before March 23, 2006, and surrebuttal testimony of Aiken and ORS is to be filed on or before March 28, 2006. The hearing in this Docket is currently scheduled for March 30, 2006.

2. SCE&G requests that these deadlines and hearing dates be extended.

3. The extensions of time for pre-filing testimony and the continuance of the hearing date are necessary for SCE&G to complete discovery, including written discovery and depositions. In early January, SCE&G approached Aiken about convenient times for SCE&G to depose its witnesses. Counsel for Aiken agreed to provide dates for these depositions. Unfortunately, counsel for Aiken responded that the only time these depositions could be taken was over six (6) weeks after SCE&G's request for dates. The three dates Aiken provided were February 27, 28, and March 1. These dates were not convenient for counsel for ORS. Even if SCE&G could have deposed Aiken's witnesses on these dates, it would not have provided SCE&G ample time to prepare its direct testimony. Subsequently, counsel for SCE&G wrote counsel for Aiken to inform them SCE&G intended to notice several depositions of representatives from Columbia Farms, the company whose new facility is the subject matter of this litigation. In response, counsel for Aiken changed its position and stated it now believed depositions were not necessary and that this matter should be argued as a matter of law.

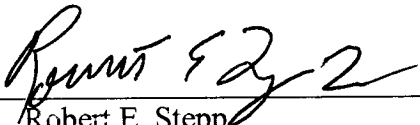
4. SCE&G maintains it should have the opportunity to conduct discovery consistent with the Commissions rules and regulations and the South Carolina Rules of Civil Procedure. SCE&G believes there are numerous factual matters to be ascertained prior to the parties arguing this matter on the merits before the Commission. If SCE&G and Aiken are not able to resolve the disputes concerning additional discovery, SCE&G would request the Commission preserve its right to request additional discovery consistent with the Commission's rules and regulations.

5. Therefore, SCE&G seeks this motion to extend the testimony filing deadlines and the hearing date currently scheduled for March 30, 2006.

6. Counsel for SCE&G has communicated with counsel for Aiken and ORS about its request.

7. For the foregoing reasons, SCE&G requests that the Commission issue a new Order modifying its previous scheduling order to extend the deadlines and hearing date as requested herein.

SOWELL GRAY STEPP & LAFFITTE, L.L.C.

By: 
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Robert E. Tyson, Jr.
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Attorneys for South Carolina Electric & Gas Co.

Columbia, South Carolina
February 24, 2006



The Public Service Commission State of South Carolina

Charles L. A. Terreni
Chief Clerk/ Administrator
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Docketing Department
Phone: (803) 896-5125
Fax: (803) 896-5199

November 8, 2005

REVISED

IN RE: DOCKET NO. 2005-180-E – South Carolina Electric and Gas Company, Complainant, vs. Aiken Electric Cooperative, Incorporated, Respondent

TO: ALL PARTIES OF RECORD

Pursuant to 26 S. C. Code Ann. Regs. 103-869(C)(Supp.2004):

1. The **Applicant** must prefile with the Commission 25 copies of the direct testimony and exhibits of the witnesses it intends to present and serve the testimony and exhibits of the witnesses on all Parties of Record on or before **March 2, 2006** (may be post-marked on this date).
2. **All Other Parties of Record** must prefile with the Commission 25 copies of the direct testimony and exhibits of the witnesses they intend to present and serve the testimony and exhibits of the witnesses on all Parties of Record on or before **March 16, 2006** (may be post-marked on this date).
3. The Party filing **Rebuttal Testimony** must prefile with the Commission 25 copies of the testimony and exhibits of the witnesses they intend to present and serve the testimony and exhibits of the witnesses on all Parties of Record on or before **March 23, 2006** (Rebuttal testimony and exhibits must be in the offices of the Commission and in the hands of the parties on these dates).
4. Parties filing **Surrebuttal Testimony** must prefile with the Commission 25 copies of the testimony and exhibits of the witnesses they intend to present and serve the testimony and exhibits of the witnesses on all Parties of Record on or before **March 28, 2006** (Surrebuttal testimony and exhibits must be in the offices of the Commission and in the hands of the parties on these dates).

Please be advised that failure to comply with the instructions contained herein could result in your proposed witnesses' testimony and exhibits being excluded in the subject proceeding.

Yours Truly,

Docketing Department

c: Docketing Dept.
Legal Dept.
Office of Special Assistants



South Carolina Electric and Gas Co.)
)
 Complainant,)
)
 vs.)
)
 Aiken Electric Cooperative, Inc.)
)
 Defendant.)
)

I, the undersigned employee of the law offices of Sowell Gray Stepp & Laffitte, L.L.C., attorneys for South Carolina Electric & Gas Company do hereby certify that I have served a copy of the pleading(s) hereinbelow specified via electronic mail and regular mail as indicated to the following address(es):

Counsel Served: **David J. Black, Esquire**
Val H. Stieglitz, Esquire
Marcus A. Manos, Esquire
Nexsen Pruet, LLC
1441 Main Street, Suite 1500
Columbia, SC 29202-2426

Robert E. Tyson, Jr.

February 24, 2006